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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/711,981 | 10/18/2004 | Yen-Fu Chen | RSW920040131US1 |

25259
IBM CORPORATION
3039 CORNWALLIS RD.
DEPT. T81 / B503, PO BOX 12195
RESEARCH TRIANGLE PARK, NC 27709



CONFIRMATION NO. 5980

FORMALITIES LETTER



OC000000014360511

Date Mailed: 11/15/2004

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1-5.

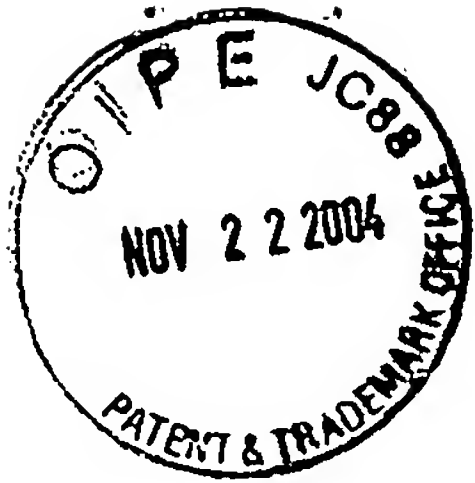
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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Docket No. RSW920040131US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Yen-Fu Chen, et al

Serial No.: 10/711,981

Filed: 10/18/2004

For: Algorithm for Minimizing Rebate Value Due to SLA Breach in a Utility Computing Environment

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

I hereby certify that the following attached correspondence comprising:

1. Response to Notice to File Corrected Application Papers (1 page).
2. Copy of Notice to File Corrected Application Papers
3. Formal Drawings (5 sheets)
4. Return Post Card.

is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

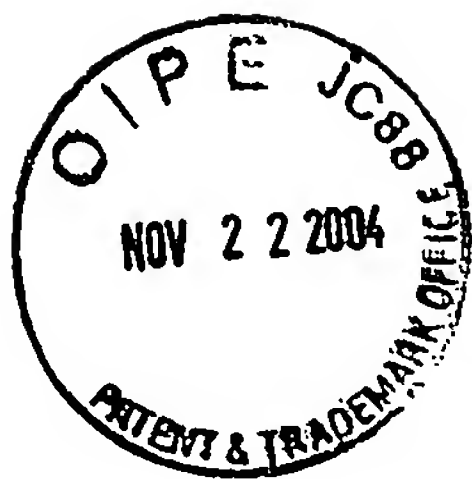
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on November 18, 2004

Catherine M. Robbins

(Name of person mailing paper or fee)

Catherine M. Robbins
(Signature of person mailing paper or fee)



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of : November 18, 2004
Yen-Fu Chen, et al : IBM Corporation
Serial No. 10/711,981 : Dept.T81/Bldg. 062
Filed: 10/18/2004 : P.O. Box 12195
For: Algorithm for Minimizing : Res. Tri. Park, NC 27709
Rebte Value Due to SLA Breach : Art Unit: 2143
in a Utility Computing Environment :

RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS

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In response to the Notice to File Corrected Application papers dated November 15, 2004, enclosed please find a complete set of replacement drawings for this application.

No fee is believed necessary, however, if there is a fee due, please charge to deposit account 09-0461.

Respectfully submitted,

A. Bruce Clay
Attorney for Applicant
Reg. No. 32,121

Docket No: RSW920040131US1
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